

House Judiciary Committee Amendment # 3 as amended by # 1

Amendment No. 3 to HB1802

**Buck
Signature of Sponsor**

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1216*

House Bill No. 1802

By inserting the following language as a new, appropriately designated section immediately preceding the effective date section:

SECTION ___. Tennessee Code Annotated, Section 45-6-209, is amended by deleting subsection (d) in its entirety and by substituting instead the following:

(d)

(1) Except as provided in subdivision (2), the records required to be entered pursuant to subsection (b)(1)--(b)(6) of this section shall be delivered to the appropriate law enforcement agency, by mail or in person, within forty-eight (48) hours following the day of such transactions. Delivery by mail shall be deemed made when deposited in the United States mail, postage prepaid. Further, these records shall be made available for inspection during regular and customary business hours by the sheriff of the county and the chief of police of the municipality in which the pawnshop is located. The thumbprint required to be taken pursuant to subsection (b)(7) shall be maintained by the pawnbroker and may only be released pursuant to a subpoena issued in accordance with § 45-6-222.

(2) The governing body of the appropriate law enforcement agency may require that licensed pawnbrokers with more than fifty (50) transactions per week electronically transfer the records required to be delivered pursuant to this subsection within forty-eight (48) hours following the day of the such transactions. The appropriate law

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enforcement agency shall provide computer software at no cost to all pawnshops required to electronically transfer such records. Such software shall enable the pawnbroker's computer system to record and electronically transfer the information required by subsection (b)(1) through (6). All such pawnshops shall:

(A) Use such software to electronically transfer required information to the law enforcement agency; or

(B) Use software that is able to communicate such information to the law enforcement agency in a computer format acceptable to that agency and compatible with such agency's software.